Application No.: 10/646,827 Docket No.: A8130.0141/P141

Reply to Office Action dated October 4, 2004

AMENDMENTS TO THE CLAIMS

1. (Currently amended) A suture <u>passer</u> shuttle comprising:

a suture passing instrument having a cannulated shaft terminating in sharp tip for piercing tissue; and

a strand of flexible metallic material having two ends and formed into an elongated loop having a crimped end with an acute bend, said strand being received within the cannulated shaft of the suture passing instrument such that said crimped end extends out of said sharp tip as said strand is advanced through the cannulated shaft of said suture passing instrument; and

a closure for holding the two ends of the strand together.

- 2. (Currently amended) The suture <u>passer</u> shuttle of claim 1, wherein said flexible metallic material comprises nitinol.
- 3. (Currently amended) The suture <u>passer</u> shuttle of claim 1, wherein said <u>strand of flexible material comprises an open loop with two free ends held together with a closure <u>comprises</u> a shrink sleeve.</u>
 - 4. (Canceled)
- 5. (Currently amended) The suture <u>passer</u> shuttle of claim 4, wherein said <u>crimped end</u> radius is formed by <u>crimping said flexible material</u> at <u>an said one</u> of said ends opposite <u>side of the loop from</u> said closure.

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6. (Currently amended) The suture <u>passer</u> shuttle of claim 1, <u>wherein</u> said elongated loop has a having sufficient length to extend into a portal and out an accessory portal through a joint undergoing arthroscopic surgery.

- 7. (Currently amended) The suture <u>passer shuttle</u> of claim 6, <u>wherein</u> said having a length <u>comprises</u> of about 22 inches.
 - 8. (Canceled).
- 9. (Currently amended) A method of securing tissue to bone, using a length of suture, the method comprising the steps of:

installing a suture anchor with an attached suture strand in a portion of bone adjacent a section of tissue to be secured;

piercing said tissue with a <u>sharp</u> distal end of a <u>cannulated</u> suture <u>passing</u> instrument passer;

deploying a loop formed of flexible metal wire from the <u>sharp</u> distal end of said <u>cannulated</u> suture <u>passing instrument</u> passer;

capturing said suture strand with said loop; and
passing said captured suture strand through said tissue by retracting the
loop through the tissue.

10. (Currently amended) The method of claim 9, further comprising the steps of:

retrieving and passing said suture strand through an accessory portal;

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retrieving and passing said loop through the accessory portal[[,]]; and capturing said suture strand with said loop outside of the accessory portal.

- 11. (Original) The method of claim 9, wherein said suture stand is captured in said loop by threading said suture strand through a radius of said loop.
- 12. (Currently amended) The method of claim 10, further comprising the step of retracting said suture <u>passing instrument</u> passer through said portal, leaving said flexible loop passing through said tissue.
- 13. (Original) The method of claim 9, further comprising the step of forming a knot between said suture strand and a second suture stand also attached to said suture anchor.
- 14. (New) The suture passer of claim 1, wherein said cannulated shaft of said suture passing instrument has a helically shaped end portion leading to said sharp tip.